

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

I&CAD Department – Inter State – Re-constitution of Legal team - Appointment of Advocates for appearing before the KWDT-II, VWDT and Hon'ble Supreme Court of India related to Krishna, Vamsadhara, Palar, Paragodu, Babali and Polavaram water disputes - fee Structure with logistic arrangements for legal team – Orders – Issued.

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IRRIGATION & CAD (INTER STATE.EXTERNAL AID) DEPARTMENT

G.O.RT.No. 58

Dt:31.01.2015

Read:

From the Chief Engineer, IS&WR, Hyderabad Lr.No.CE/ISWR/DD(KT)/Legal Corres./Vol.III/2014, Dt:29.10.2014.

**ORDER:**

In the reference read above, the Chief Engineer, IS&WR, A.P. has requested for appointment and approval of fee structure to the legal teams for KWDT-II, VWDT and SLP's on Palar, Paragodu and Polavaram cases before Hon'ble Supreme Court in view of Re-organization of the State of A.P., as follows:-

**I. KWDT-II and related SLP's before Hon'ble Supreme Court**

The Government of A.P., in its letter No.12910/IS.EA/2014, dt.22.07.2014 has constituted the following legal team members to represent and defend the case of Andhra Pradesh before Krishna Water Disputes Tribunal and in Supreme Court. The details of fee structure of Sr. Advocates & Advocates in respect of KWDT-II.

**1) Sri. A.K. Ganguli, Sr. Advocate, New Delhi**

Sl.No.	Particulars	Amount
1.	Retainer Fee	Rs. 3,00,000/- per month
2.	Fee for Appearance before the Supreme Court, the Tribunal & other forums	Rs. 5,50,000/- per day
3.	Conference fee outside Delhi	Rs. 5,50,000/- per day
4.	Site inspection	Rs. 5,50,000/- per day
5.	Conference fee in Delhi	Rs. 1,10,000/- per hour
6.	Fee for Settlement of IA/counters	Rs. 1,00,000/- per application or pleading etc
7.	Fee for Settlement of Compliant/Plaint/SLPs/Written Submissions/Affidavit in evidence/Replies/Rejoinders etc.	Rs. 2,50,000/- per pleading or affidavit etc
8.	Clerkage	10% on professional fee

- a. For the outstation conferences and inspections, the fees shall be charged for days of travel also.
- b. Air travel by business class.

**2. Sri. D. Srinivas, Addl.A.G.**

Sl.No.	Particulars	Amount
1.	Retainer Fee	Rs. 75,000/- per month
2.	Fee for Appearance before the Supreme Court, the Tribunal & other forums	Rs. 1,50,000/- per day
3.	Fee for Outstation Conference (other than Hyderabad)	Rs. 1,50,000/- per day

4.	Site inspection	Rs. 1,50,000/- per day
5.	Conference fee (having a minimum working period of 3 hours) at Hyderabad	Rs. 50,000/- per day
6.	Fee for Settlement IA/counters	Rs. 50,000/- per application or pleading etc
7.	Fee for Settlement of Compliant/Plaint/SLPs/Written Submissions/Affidavit in evidence/Replies/Rejoinders etc.	Rs. 1,00,000/- per pleading or affidavit etc

a. Sri. D. Srinivas, Addl.A.G will also act as legal team coordinator.

**3) Sri. G. Prabhakar, AOR**

<b>Sl.No.</b>	<b>Particulars</b>	<b>Amount</b>
1.	Retainer Fee	Rs. 55,000/- per month
2.	Fee for Appearance before the Supreme Court, the Tribunal & other forums	Rs. 1,35,000/- per day
3.	Fee for Outstation Conference (Other than New Delhi)	Rs. 1,35,000/- per day
4.	Site inspection	Rs. 1,35,000/- per day
5.	Conference fee (having a minimum working period of 3 hours) at New Delhi	Rs. 40,000/- per day
6.	Fee for Drafting IA/counters	Rs. 35,000/- per application or pleading etc
7.	Fee for Drafting Compliant/Plaint/SLPs/Written Submissions/Affidavit in evidence/Replies/Rejoinders etc.	Rs. 75,000/- per pleading or affidavit etc
8.	Photocopying of documents/pleadings as and when required to be filed before the Tribunal	Actuals

**4) Sri. G. Umapathy, Advocate,**

<b>Sl.No.</b>	<b>Particulars</b>	<b>Amount</b>
1.	Retainer Fee	Rs. 50,000/- per month
2.	Fee for Appearance before the Supreme Court, the Tribunal & other forums	Rs. 1,25,000/- per day
3.	Fee for Outstation Conference (Other than New Delhi)	Rs. 1,25,000/- per day
4.	Site inspection	Rs. 1,25,000/- per day
5.	Conference fee (having a minimum working period of 3 hours) at New Delhi	Rs. 35,000/- per day
6.	Fee for Drafting IA/counters	Rs. 30,000/- per application or pleading etc
7.	Fee for Drafting Compliant/Plaint/SLPs/Written Submissions/Affidavit in evidence/Replies/Rejoinders etc.	Rs. 70,000/- per pleading or affidavit etc

The Chief Engineer, IS&WR, A.P., has further submitted that Sri. G. Prabhakar, AOR in his Lr. Dt:01.10.2014 has informed that Sri. A. K. Ganguli, Sr. Advocate has asked to provide a junior counsel to assist him in the matters and suggested the name of Mr. G.Pramod Kumar and he further suggested that the services of Junior Counsel may also be used to assist the officials in documentation and preparation of pleading at Hyderabad whenever necessary.

Proposed fee structure for Sri. G. Pramod Kumar, Advocate

<b>Sl.No.</b>	<b>Particulars</b>	<b>Amount</b>
1.	Retainer Fee	Rs. 15,000/- per month
2.	Fee for Appearance before the Supreme Court, the Tribunal & other forums	Rs. 35,000/- per day
3.	Fee for Outstation Conference (Other than New Delhi)	Rs. 35,000/- per day
4.	Site inspection	Rs. 35,000/- per day
5.	Conference fee (having a minimum working period of 3 hours) at New Delhi	Rs. 10,000/- per day

## **II. VWDT and related SLP's before Hon'ble Supreme Court**

The Government of Andhra Pradesh has Re-constituted the following legal team to represent and defend the case of Andhra Pradesh before Vamsadhara Water Disputes Tribunal with effect from 02.06.14, vide Lr.No.10209/IS.EA/2014, Dt:10.09.2014.

As per G.O.Rt.No.613, I&CAD (PW.IS) Department, Dt:03.10.2011 and G.O.R.t.No.655, I&CAD (PW.IS) Department, Dt:24.10.2011 Sri.C.S.Vaidyanathan, Sr. Advocate, New Delhi and Sri.Y.Rajagopala Rao, AOR, New Delhi, continuing their services. The details of fee structure of Advocate based on the fee schedule furnished by Sri G. Prabhakar, AOR are as follows:

### **1) Sri. D. Srinivas, Addl.A.G.**

<b>Sl.No.</b>	<b>Particulars</b>	<b>Amount</b>
1.	Retainer Fee	Rs. 75,000/- per month
2.	Fee for Appearance before the Supreme Court, the Tribunal & other forums	Rs. 1,50,000/- per day
3.	Fee for Outstation Conference (other than Hyderabad)	Rs. 1,50,000/- per day
4.	Site inspection	Rs. 1,50,000/- per day
5.	Conference fee (having a minimum working period of 3 hours ) at Hyderabad	Rs. 50,000/- per day
6.	Fee for Settlement IA/counters	Rs. 50,000/- per application or pleading etc
7.	Fee for Settlement of Compliant/Plaint/SLPs/Written Submissions/Affidavit in evidence/Replies/Rejoinders etc.	Rs. 1,00,000/- per pleading or affidavit etc

a. Sri. D. Srinivas, Addl.A.G will also act as legal team coordinator.

### **2) Sri. G. Prabhakar, Advocate**

<b>Sl.No.</b>	<b>Particulars</b>	<b>Amount</b>
1.	Retainer Fee	Rs. 55,000/- per month
2.	Fee for Appearance before the Supreme Court, the Tribunal & other forums	Rs. 1,35,000/- per day
3.	Fee for Outstation Conference (Other than New Delhi)	Rs. 1,35,000/- per day
4.	Site inspection	Rs. 1,35,000/- per day
5.	Conference fee (having a minimum	Rs. 40,000/- per day

	working period of 3 hours) at New Delhi	
6.	Fee for Drafting IA/counters	Rs. 35,000/- per application or pleading etc
7.	Fee for Drafting Compliant/Plaint/SLPs/Written Submissions/Affidavit in evidence/Replies/Rejoinders etc.	Rs. 75,000/-per pleading or affidavit etc

**3) Sri. G. Umapathy, Advocate**

<b>Sl.No.</b>	<b>Particulars</b>	<b>Amount</b>
1.	Retainer Fee	Rs. 50,000/- per month
2.	Fee for Appearance before the Supreme Court, the Tribunal & other forums	Rs. 1,25,000/- per day
3.	Fee for Outstation Conference (Other than New Delhi)	Rs. 1,25,000/- per day
4.	Site inspection	Rs. 1,25,000/- per day
5.	Conference fee (having a minimum working period of 3 hours) at New Delhi	Rs. 35,000/- per day
6.	Fee for Drafting IA/counters	Rs. 30,000/- per application or pleading etc
7.	Fee for Drafting Compliant/Plaint/SLPs/Written Submissions/Affidavit in evidence/Replies/Rejoinders etc.	Rs. 70,000/- per pleading or affidavit etc

**III. SUPREME COURT CASES ON PALAR, PARAGODU, BABHALI AND POLAVARAM WATER DISPUTES**

In view of the State Reorganization, the Chief Engineer, IS&WR has requested to appoint the following legal team and the fee structure as proposed by Sri G. Prabhakar AOR, for the cases related to Palar, Paragodu and Polavaram river water disputes:-

**1) Sri. A.K. Ganguli, Sr. Advocate, New Delhi**

<b>Sl.No.</b>	<b>Particulars</b>	<b>Amount</b>
1.	Fee for Appearance before the Supreme Court, the Tribunal & other forums	Rs. 5,50,000/- per day
2.	Conference fee outside Delhi	Rs. 5,50,000/- per day
3.	Site inspection	Rs. 5,50,000/- per day
4.	Conference fee in Delhi	Rs. 1,10,000/- per hour
5.	Fee for Settlement of IA/counters	Rs. 1,00,000/- per application or pleading etc
6.	Fee for Settlement of Compliant/Plaint/SLPs/Written Submissions/Affidavit in evidence/Replies/Rejoinders etc.	Rs. 2,50,000/- per pleading or affidavit etc
7.	Clerkage	10% on professional fee

- a. For the outstation conferences and inspections, the fees shall be charged for days of travel also.
- b. Air travel by business class.

**2) Sri. D. Srinivas, Addl.A.G.**

<b>Sl.No.</b>	<b>Particulars</b>	<b>Amount</b>
1.	Fee for Appearance before the Supreme Court, the Tribunal & other forums	Rs. 1,50,000/- per day
2.	Fee for Outstation Conference (other than Hyderabad)	Rs. 1,50,000/- per day
3.	Site inspection	Rs. 1,50,000/- per day
4.	Conference fee (having a minimum working period of 3 hours)at Hyderabad	Rs. 50,000/- per day
5.	Fee for Settlement IA/counters	Rs. 50,000/- per application or pleading etc
6.	Fee for Settlement of Compliant/Plaint/SLPs/Written Submissions/Affidavit in evidence/Replies/Rejoinders etc.	Rs. 1,00,000/- per pleading or affidavit etc

a. Sri. D. Srinivas, Addl.A.G will also act as legal team coordinator.

**3) Sri. G. Prabhakar, AOR.**

<b>Sl.No.</b>	<b>Particulars</b>	<b>Amount</b>
1.	Fee for Appearance before the Supreme Court, the Tribunal & other forums	Rs. 1,35,000/- per day
2.	Fee for Outstation Conference (Other than New Delhi)	Rs. 1,35,000/- per day
3.	Site inspection	Rs. 1,35,000/- per day
4.	Conference fee (having a minimum working period of 3 hours) at New Delhi	Rs. 40,000/- per day
5.	Fee for Drafting IA/counters	Rs. 35,000/- per application or pleading etc
6.	Fee for Drafting Compliant/Plaint/SLPs/Written Submissions/Affidavit in evidence/Replies/Rejoinders etc.	Rs. 75,000/- per pleading or affidavit etc
7.	Photocopying of documents/pleadings as and when required to be filed before the Tribunal	Actuals

2. In the circumstances reported by the Chief Engineer, IS&WR, A.P. in the letter read above, after careful examination of the matter Government hereby accord permission to the Chief Engineer, IS&WR, A.P., for appointment and approval of fee structure as detailed in para (1) above to the legal team including expenditure on logistics arrangements such as travelling, lodging, boarding including local conveyance etc., w.e.f. 02.06.2014.

3. The general terms & conditions of the above legal team are as follows:

- I. 1. During **out station visits** travelling, lodging and boarding in five star hotels or equivalent facilities will be provided (expenses as per actuals) including **local conveyance in out-stations**.
2. During out station visits travelling facilities will be provided by flight in business class for Sri. A. K. Ganguli, Sr.Advocate and other advocates in Economy Class whenever feasible with prior approval of the Chief Engineer (IS&WR), Hyderabad and Local conveyance will be provided at out-station as per the necessity.

3. All **out-station & site inspections, appearances** before the KWDT-II, VWDT and Supreme Court etc., shall be with prior approval of the Chief Engineer (IS&WR), Hyderabad.
  4. The retainer fee will be considered for only one Tribunal case, even if the Advocate attends more than one Tribunal or Hon'ble Supreme Court on behalf of Government of Andhra Pradesh.
  5. Local Conveyance charges to IS&WR office, railway station and airport etc shall be borne by the Advocates.
- II. The gist of discussions of the meetings/conferences with the advocates shall be entered in the register maintained by the Chief Engineer, Inter State and Water Resources. The attendance of the advocates appeared before the Tribunals/Hon'ble Supreme Court shall also be entered in the said register maintained by the Chief Engineer, Inter State and Water Resources.
4. The expenditure towards legal fee is debitable to the following Head of Account.  
 "2700 - Major Irrigation; 80 - General; MH 001 - Director and Administration; SH 08 - Chief Engineer, Inter State & Water Resources; 280-Professional Service; 281-Pleaders fee".
  5. The expenditure towards logistics such as travelling, lodging and boarding including local conveyance etc., shall be debited to the following Head of Account.  
 "2700 - Major Irrigation; 80-General; MH 001- Director and Administration; SH 08-Chief Engineer, Inter State & Water Resources; 280-Professional Service, 284-Other Payments".
  6. The Chief Engineer, IS&WR, A.P., shall take necessary action accordingly.
  7. This order is issued with the concurrence of Finance (EBS-X) Department vide their U.O.No 7962/77/A2/EBS.X/14, Dt:03.01.2015.

( BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
 The Chief Engineer, IS&WR, A.P., Hyderabad.  
 The Director of Treasuries and Accounts, A.P., Hyderabad  
 The Pay & Accounts Officer, A.P., Hyderabad  
 The Accountant General, A.P., Hyderabad

Copy to:

The Finance (EBS-X) Department.  
 P.S. to Prl.Secy. to Govt., I & CAD Dept.  
 OSD to Min (I, CAD & WRM)

//FORWARDED :: BY ORDER//

SECTION OFFICER.